



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	
Marshall S. HORWITZ et al.)	Art Unit: 1635
Application No.: 10/757,590)	Examiner: To be assigned
Filed: January 15, 2004)	Confirmation No. 5121
For: METHOD FOR PRODUCING)	
NOVEL DNA SEQUENCE WITH)	
BIOLOGICAL ACTIVITY)	

REQUEST TO USE COMPUTER READABLE FORM
FROM PRIOR APPLICATION PURSUANT TO 37 C.F.R. § 1.821(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This Request is being filed in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures. The computer readable form in the above-identified application is identical with the computer readable form filed in parent Application No. 09/132,231, filed on August 11, 1998. In accordance with 37 C.F.R. § 1.821(e), Applicants respectfully request that the computer readable form filed on April 14, 2000 in Application No. 09/132,231 be used as the computer readable form for the instant application. It is understood that the U.S. Patent and Trademark Office will make the necessary changes in the application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is included in the Preliminary Amendment filed concurrently herewith for incorporation into the specification.

In the event that there are any questions relating to this Preliminary Amendment, or to the application in general, it would be appreciated if the Examiner would telephone the

undersigned attorney at (202) 778-6150 so that prosecution of the application may be expedited.

Respectfully submitted,
BINGHAM MCCUTCHEN, LLP

Date: July 29, 2005

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